



February 11, 2015

Ms. Jacquelyn R. Johnson
Paralegal
4050 Pennsylvania, Suite 300
Kansas City, MO 64171-5430

Dear Ms. Johnson:

This is in response to your U.S. General Services Administration (GSA) Freedom of Information Act (FOIA) request (GSA-2015-000264), dated December 9, 2014, and amended on December 29, 2014. In the original request, you requested "the following documents from 2004 to the present:

1. Lease Agreements with the Social Security Administration with respect to the Bolling Building;
2. Any and all contractor and subcontractor contracts regarding renovations to the Bolling Building;
3. Repairs and/or Work Orders on any tempered glass door, including any component part and/or hardware of the glass door, originally installed as part of the renovations to the Bolling Building or installed as a replacement;
4. Complaints and/or problems reported on any tempered glass door, or component part and/or hardware of the glass door, originally installed as part of the renovations to the Bolling Building or installed as a replacement, including any investigation, photographs, and/or statements obtained as the result of such complaint or report;
5. Accident and/or Incident Reports involving a tempered glass door, or its hardware or component part, originally installed as part of the renovations to the Bolling Building or installed as a replacement, including any investigation, photographs, and/or statements obtained as the result of such report of accident and/or incident; and
6. Inspections performed on any tempered glass door originally installed as part of the renovations to the Bolling Building or installed as a replacement.

In addition to the above-listed documents, please provide copies of any correspondence, memoranda, email, or any other document identifying any other known construction issues and/or defects resulting from the renovations performed to the Bolling Building from 2004 to the present."

The amended request allows for electronic documents to be provided and reduces the amount of documents required at this time. Due to this amendment there is no charge for this FOIA request.

Your request states that you would like documents from 2004 to present. Please be aware that several documents, especially ones dated before 2007, may have been disposed of according to GSA's official Records Disposition Schedules, OAD P 1820.2A. The relevant schedule is enclosed.

In reference to the term "Lease agreements", government agencies in federal buildings are called "Occupancy Agreements." The documents in the question 1 folder of the CD are the Occupancy Agreements between GSA and the Social Security Administration.

The question 2 folder contains the JE Dunn contract for Phase IV of the Renovation. The earlier phases of the renovation project occurred before 2007 and many of those documents have been destroyed in accordance with the Records Disposition Schedule. GSA did maintain the drawings for the earlier phases and those associated with the glass doors have been provided. GSA does not have privilege of contract with JE Dunn subcontractors, so those contracts are not provided.

Repairs and work orders for the glass doors are included in the question 3 folder. Please be aware that the repair work for the glass door that shattered was directed and funded under modification P63, using JE Dunn's contract. This modification also directed JE Dunn to modify the glass doors to possibly alleviate future door failures as a result of misuse by the tenants.

Folder 4 contains the information generated when investigating the glass door break that injured the SSA employee. Folder 5 contains that accident report. Please be aware that accident reports are only generated when there is an injury involved.

There is no documentation of inspections conducted on the tempered glass doors other than what is provided in response to your other questions.

In processing your request, we withheld personally identifiable information, specifically, the actual signatures and cell phone numbers of Federal employees in accordance with the sixth exemption of FOIA, 5 U.S.C. § 52(b)(6). This is done because public disclosure of this information would constitute an unwarranted invasion of personal privacy.

Under FOIA federal government agencies are not required to create or re-create records, so the fact that records do not exist is not a denial of access. You may, however, appeal the adequacy of GSA's records search by writing within 120 days of your receipt of this letter to:

U.S. General Services Administration
Freedom of Information Act Requester Service Center
1800 F Street, NW, Room 7308
Washington, DC 20405-0001

Your appeal must be in writing and should contain a brief statement of the reasons GSA should have the requested information. Enclose a copy of your initial request and a copy of this letter. Both the appeal letter and envelope should be marked "Freedom of Information Act Appeal."

This completes our action on this request. Any questions may be directed to Christopher Cox, Contracting Officer, by phone at 816-926-7894 or by email at christopher.cox@gsa.gov.

Sincerely,

Travis Lewis

FOIA Program Manager

Enclosures